

## Message Text

LIMITED OFFICIAL USE

PAGE 01 LONDON 10098 01 OF 02 191057Z

ACTION EB-07

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00

DODE-00 DOTE-00 INR-07 NSAE-00 EPG-02 FAA-00

NSC-05 L-03 SS-15 SSO-00 INRE-00 /054 W

-----004475 191104Z /13

O 191048Z JUN 77

FM AMEMBASSY LONDON

TO SECSTATE WASHDC IMMEDIATE 5243

WHITE HOUSE IMMEDIATE

LIMITED OFFICIAL USE SECTION 01 OF 02 LONDON 10098

STATE FOR E, EB

WHITE HOUSE FOR JOHNSTON

PASS DOT (DAVENPORT, KAMM), CAB (KAHN, RODRIGUEZ)

E.O. 11652: N/A

TAGS: EAIR, UK

SUBJECT: US-UK CIVAIR NEGOTIATIONS: CHARTER LINKAGE

REF: LONDON 10092

FOLLOWING IS ESSENTIAL TEXT OF JUNE 19 US CHARTER LINKAGE PROPOSAL. IT WAS DEVELOPED AFTER JUNE 18 NEGOTIATING SESSIONS IN EFFORT TO ACCOMMODATE BOTH US, UK EARLIER PROPOSALS. (PREVIOUS US SUBMISSION RELAYED IN REFTEL.)

1. PARTIES RECOGNIZE NEED TO FURTHER MAINTENANCE, DEVELOPMENT, WHERE SUBSTANTIAL DEMAND EXISTS OR MAY BE EXPECTED, OF VIABLE NETWORK OF SCHEDULED SERVICES, CATERING FOR ALL SEGMENTS OF DEMAND AND PARTICULARLY FOR THOSE WHO NEED WIDE, FLEXIBLE RANGE OF SERVICES, CONSISTENTLY AND READILY AVAILABLE.

2. PARTIES RECOGNIZE SUBSTANTIAL, GROWING DEMAND OF LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 LONDON 10098 01 OF 02 191057Z

PRICE SENSITIVE TRAVELERS FOR SERVICES AT LOWEST POSSIBLE FARES. PARTIES SHALL, CONSISTENT WITH PARA (1) ABOVE AND IN CONSIDERATION OF PUBLIC NEED FOR A TOTAL SYSTEM, FURTHER MAINTENANCE, DEVELOPMENT OF EFFICIENT, ECONOMIC CHARTER SERVICES.

3. IN FURTHERANCE OF PARA 1, 2 PARTIES AGREE ON

(ULTIMATE) DESIRABILITY OF (EVENTUAL) MULTILATERAL AGREEMENT COVERING NORTH ATLANTIC NONSCHEDULED SERVICES. IN RECOGNITION OF NEED TO ACT IN MORE IMMEDIATE FUTURE IN SPECIFIC FURTHERANCE OF PARA (2), PARTIES AGREE TO NEGOTIATE CHARTER AGREEMENT WHICH WILL INCLUDE, INTER ALIA, PROGRESSIVE CHARTERWORTHINESS PROVISIONS, LICENSING IN LIEU OF INDIVIDUAL FLIGHT APPROVALS, (MINIMIZATION) (REDUCTION) OF ADMINISTRATIVE BURDENS, ACCESS TO MARKETS, CHARTER TARIFF FILINGS, CARGO CHARTERS, PROHIBITION AGAINST IMPOSITION OF PRICE CONTROLS BY ONE PARTY ON CHARTERS ORIGINATING OUTSIDE OF ITS TERRITORY. SUCH AGREEMENT SHALL BE INCORPORATED AS AN ANNEX TO THIS AGREEMENT. IF SUCH AGREEMENT IS NOT REACHED BY APRIL 1, 1978, PRESENT CHARTER MOU BETWEEN THE PARTIES SHALL REMAIN IN FORCE, SUBJECT TO AMENDMENTS AGREED TO BY BOTH PARTIES AND RESULTS OF THE REVIEW PRESCRIBED IN SUCH MOU, UNTIL MARCH 31, 1979. (IF SUCH AN AGREEMENT IS NOT REACHED BY APRIL 1, 1979, PARTIES SHALL APPLY COUNTRY-OF-ORIGIN CHARTERWORTHINESS RULES UNTIL SUCH AN AGREEMENT IS REACHED.)

4. PROVISIONS OF THIS AGREEMENT, EXCEPT FOR ARTICLES 4, 5, 6, 11, 12, AND 13C, SHALL APPLY TO AIRLINES AUTHORIZED BY BOTH CONTRACTING PARTIES TO OPERATE CHARTER AIR SERVICES BETWEEN TERRITORIES OF THE PARTIES.

5. US DEL IS REVIEWING PROS, CONS OF VARIOUS ALTERNA-

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 LONDON 10098 01 OF 02 191057Z

LIMITED OFFICIAL USE

NNN

LIMITED OFFICIAL USE

PAGE 01 LONDON 10098 02 OF 02 191109Z  
ACTION EB-07

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00  
DODE-00 DOTE-00 INR-07 NSAE-00 EPG-02 FAA-00 L-03  
SS-15 NSC-05 SSO-00 INRE-00 /054 W  
-----004546 191112Z /12  
O 191048Z JUN 77

FM AMEMBASSY LONDON  
TO SECSTATE WASHDC IMMEDIATE 5244  
WHITE HOUSE IMMEDIATE

LIMITED OFFICIAL USE SECTION 02 OF 02 LONDON 10098

TIVES TO BRACKETED LANGUAGE AT END OF PARA 3 ABOVE.  
LEADING CONTENDERS ARE:

A. "IF SUCH AGREEMENT NOT REACHED BY APRIL 1, 1979, PARTIES, RECOGNIZING NEED FOR ADEQUATE REGIME TO ENCOURAGE GROWTH OF CHARTER SERVICE, SHALL ACCEPT AS CMURTERWORTHY AND SHALL TAKE NO ACTION TO INTERFERE WITH OPERATION OF CHARTER FLIGHTS ORIGINATING IN TERRITORY OF OTHER, PROVIDED SUCH FLIGHTS ARE APPROVED BY AERONAUTICAL AUTHORITIES OF THE OTHER."

B. "UNTIL PARTIES HAVE EXCHANGED DIPLOMATIC NOTES CONFIRMING THEY HAVE REACHED SUCH AN AGREEMENT, LIMITATION ON CAPACITY INCREASES PRESCRIBED IN PARA (4) CAPACITY ADDENDUM SHALL NOT BE APPLIED, AND 5 YEAR PERIOD SPECIFIED IN FOOTNOTE 2 OF U.S. ROUTE 1 ROUTE ANNEX SHALL NOT BEGIN TO RUN."

C. "IF SUCH AGREEMENT IS NOT REACHED BY APRIL 1, 1979, PARTIES, RECOGNIZING NEED FOR ADEQUATE REGIME TO GOVERN IMPORTANT CHARTER SERVICE TRAFFIC SHALL, FOR THE PURPOSE OF APPROVING CHARTER FLIGHTS ORIGINATING IN TERRITORY OF THE OTHER, ACCOMMODATE TO JUDGEMENT OF APPROPRIATE AERONAUTICAL AUTHORITIES OF THE OTHER."  
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 LONDON 10098 02 OF 02 191109Z

D. "IF PARTIES HAVE NOT BY APRIL 1, 1979 EXCHANGED DIPLMKATIC NOTES CONFIRMING THEY HAVE REACHED SUCH AGREEMENT, LIMITATION ON CAPACITY INCREASES PRESCRIBED IN PARA (4) CAPACITY ADDENDUM SHALL NO LONGER BE APPLIED, AND PROGRESSION OF 5 YEAR PERIOD SPECIFIED IN FOOTNOTE 2 OF U.S. ROUTE 1 OF ROUTE ANNEX SHALL BE SUSPENDED. AS OF THE DATE ON WHICH SUCH DIPLOMATIC NOTES ARE EXCHANGED, APPLICATION OF SAID PARA (4) AND RUNNING OF SAID 5 YEAR PERIOD SHALL RESUME."

E. "IF SUCH AGREEMENT IS NOT REACHED BY APRIL 1, 1979, PARTIES, RECOGNIZING NEED FOR AN ADEQUATE REGIME TO ENCOURAGE GROWTH OF IMPORTANT CHARTER SERVICES, SHALL TAKE NO ACTION TO INTERFERE WITH CHARTER FLIGHTS ORIGINATING IN TERRITORY OF OTHER, PROVIDED SUCH FLIGHTS ARE APPROVED BY AERONAUTICAL AUTHORITIES OF THE OTHER."

BREWSTER

LIMITED OFFICIAL USE

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** AGREEMENT DRAFT, TEXT, NEGOTIATIONS, AVIATION AGREEMENTS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Sent Date:** 19-Jun-1977 12:00:00 am  
**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977LONDON10098  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D770219-0009  
**Format:** TEL  
**From:** LONDON  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1977/newtext/t19770641/aaaabkfj.tel  
**Line Count:** 170  
**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Message ID:** da61827a-c288-dd11-92da-001cc4696bcc  
**Office:** ACTION EB  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 4  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 77 LONDON 10092  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 14-Mar-2005 12:00:00 am  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 2101629  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** US-UK CIVAIR NEGOTIATIONS: CHARTER LINKAGE  
**TAGS:** EAIR, UK, US  
**To:** STATE WHITE HOUSE  
**Type:** TE  
**vdkgvwkey:** odb://SAS/SAS.dbo.SAS\_Docs/da61827a-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009